IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

INSIGHT COMMUNICATIONS)	
COMPANY, L.P.,)	
)	2:07ev378
Plaintiff,)	Electronic Filing
)	-
v.)	Judge Cercone
)	Magistrate Judge Mitchell
DIGIMAX CABLE TV, INC.,)	
)	
Defendant.)	

AND NOW, this ______ day of January, 2008, after the plaintiff, Insight Communications Co., LP, filed an action in the above-captioned case, and after the plaintiff submitted a motion for summary judgment against the defendant, Digimax Cable TV, Inc., and after a Report and Recommendation was filed by the United States Magistrate Judge granting the parties thirteen days after being served with a copy to file written objections thereto, and no objections having been filed, and upon independent review of the motion and the record, and upon consideration of the Magistrate Judge's Report and Recommendation (Document No. 37), which is adopted as the opinion of this Court,

IT IS ORDERED that plaintiff's motion for summary judgment (Document No. 29) is GRANTED.

> David Stewart Cercone United States District Judge

ce: Honorable Robert C. Mitchell United States Magistrate Judge

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